

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

OLLIE GREENE, Individually as the	§	
Surviving Parent of WYNDELL GREENE,	§	
SR., et al.,	§	CASE NO.: 3:11-CV-00207-N
	§	
Plaintiffs,	§	
vs.	§	JURY TRIAL DEMANDED
	§	
TOYOTA MOTOR CORPORATION	§	
et al.,	§	
	§	
Defendants.	§	

**DEFENDANT VOLVO GROUP NORTH AMERICA, LLC'S
MOTION TO EXCLUDE EXPERT TESTIMONY OF
BIOMECHANICS EXPERTS JOSEPH BURTON, CATHERINE CORRIGAN
AND DAVID VIANO REGARDING THE INJURIES AND
DEATHS OF THE GREENE CHILDREN**

Defendant VOLVO GROUP NORTH AMERICA, LLC f/k/a VOLVO TRUCKS NORTH AMERICA, INC. ("VGNA") files this Motion to Exclude Expert Testimony of Biomechanics Experts Joseph Burton, Catherine Corrigan and David Viano Regarding the Injuries and Deaths of the Greene Children. VGNA moves the Court to exclude testimony of the three biomechanics experts that have been designated by various parties to this suit – Joseph Burton (designated by the plaintiffs), Catherine Corrigan (designated by the Toyota defendants), and David Viano (designated by Strick) – on relevance grounds such that none of these individuals be allowed to offer any testimony or evidence regarding or relating to the mechanics, instrumentalities, circumstances and causes of the injuries and deaths of Greene children. VGNA is concurrently filing a brief in support of this motion, as well as an appendix. The brief and appendix are incorporated for all purposes herein.

Respectfully submitted,



Randy Howry
State Bar No. 10121690
rhowry@howrybreen.com
John Carlson
State Bar No. 00790426
jcarlson@howrybreen.com

HOWRY BREEN & HERMAN, LLP
1900 Pearl Street
Austin, Texas 78705
Phone: (512) 474-7300
Fax: (512) 474-8557

**ATTORNEYS FOR DEFENDANT VOLVO
GROUP NORTH AMERICA, LLC f/k/a
VOLVO TRUCKS NORTH AMERICA**

CERTIFICATE OF SERVICE

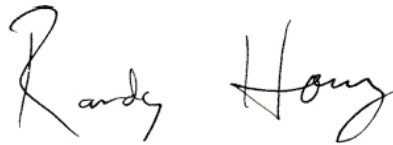
I do hereby certify that on March 17, 2013, a true and correct copy of the above and foregoing was forwarded to all counsel of record in accordance with the Federal Rules of Civil Procedure by electronic service through the court's ECF system in compliance with Federal Rules of Civil Procedure 5(b)(2)(E) and 5(b)(3).



Randy Howry

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule 7.1, I have conferred with attorneys for other parties. I forwarded via email a list of all of the motions that Volvo intended to file today, March 17, 2014, in this matter, including this Motion. I requested any counsel who wished to confer on any aspect of the motion to contact me immediately. I stated that if no communication was received, I would presume that the motion was opposed. The date of my email to all parties was Friday, March 14, 2014. The reason that agreement could not be reached appears to be a fundamental disagreement between Plaintiffs and Volvo on the merits of the motions that Volvo is intending to file, including this one.

A handwritten signature in black ink, reading "Randy Howry". The signature is written in a cursive, flowing style.

Randy Howry